

rington: Extending welcome to former Senator W. R. Cousins et al. of Beaumont.

S. R. No. 527—By Senator Word: Extending welcome to teachers and students of Ella E. Hughes School of Keene.

S. R. No. 528—By Senator Herring: Extending welcome to Senior Citizens of Austin during Senior Citizens Week.

S. R. No. 529—By Senator Blanchard: Extending welcome to teachers and students of Anton High School in Anton.

#### Recess

On motion of Senator Aikin the Senate at 5:01 p.m. o'clock took recess until 10:30 'clock a.m. tomorrow.

#### SIXTY-SEVENTH DAY (Continued)

(Tuesday, May 14, 1963)

#### After Recess

The Senate met at 10:30 o'clock a.m., and was called to order by the President.

#### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House refused to concur in Senate amendments to House Bill No. 688 and has requested the appointment of a Conference Committee to consider the differences between the two Houses. House has appointed the following Conference Committee: Doke, chairman; Butler, Cook, Jarvis, Stuart.

The House has granted the request of the Senate for the appointment of a new Conference Committee on Senate Bill No. 231. House has appointed following Conference Committee: Haines, chairman; Atwell, Canales, Coughran, Schiller.

H. C. R. No. 63, Granting permis-

sion to Andrew G. Buckner and wife to sue.

H. B. No. 8, A bill to be entitled "An Act creating the Commission on Organization of the Executive Branch of the Government and providing for its powers, duties and procedures, and declaring an emergency."

Respectfully submitted,  
DOROTHY HALLMAN,  
Chief Clerk House of Representatives

#### Senate Bill 5 Laid on Table Subject to Call

On motion of Senator Ratliff and by unanimous consent S. B. No. 5 was Laid on the Table Subject to Call.

#### Senate Bill 514 on First Reading

Senator Herring moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

#### Yeas—28

Aikin	Krueger
Bates	Moffett
Blanchard	Moore
Calhoun	Owen
Cole	Parkhouse
Colson	Patman
Creighton	Ratliff
Crump	Reagan
Dies	Richter
Hardeman	Rogers
Harrington	Schwartz
Hazlewood	Spears
Herring	Strong
Kazen	Watson

#### Absent

Kennard

#### Absent—Excused

Hall

Word

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Herring:

S. B. No. 514, A bill to be entitled "An Act repealing Article 1348, Texas Revised Civil Statutes, 1925; amending Article 1302-2.06 of the Texas

Miscellaneous Corporation Laws Act by including in Section A thereof the words 'subject to the provisions of Section B below and correcting the spelling of the word 'reasonably' therein, and adding additional Section 'B' governing the circumstances under which parent, subsidiary and affiliated corporations may make themselves or their properties liable for the indebtedness of a parent, subsidiary or affiliated company, as defined in this Act and defining parent, subsidiary and affiliated corporations for the purpose of this Act; providing for a cause of action for recovery of amounts paid on indebtedness of parent, subsidiary or affiliated corporations under certain circumstances and declaring an emergency."

To the Committee on Education.

#### Reports of Standing Committees

Senator Hardeman by unanimous consent submitted the following report:

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. C. R. No. 75, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Senator Creighton by unanimous consent submitted the following report:

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 779, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B.

No. 780, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Austin, Texas,  
May 13, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 513, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CREIGHTON, Vice-Chairman.

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred H. B. No. 1014, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CREIGHTON, Vice-Chairman.

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 420, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CREIGHTON, Chairman.

Senator Ratliff by unanimous consent submitted the following reports:

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred H. B. No. 601, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

RATLIFF, Chairman.

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Insurance, to which was referred H. B. No. 938, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

RATLIFF, Chairman.

**Senate Concurrent Resolution 76  
on Second Reading**

The President laid before the Senate as pending business on second reading the following resolution (The resolution having been read on yesterday):

S. C. R. No. 76, Conveying certain lands from U. S. Government to Board for State Hospitals and Special Schools.

The resolution was read the second time.

Senator Bates offered the following amendment to the resolution:

Amend S. C. R. No. 76 by striking out the words "mental health hospital and" from the 3rd paragraph.

The amendment was adopted.

The resolution as amended was then adopted by the following vote:

**Yeas—28**

Aikin	Krueger
Bates	Moffett
Blanchard	Moore
Calhoun	Owen
Cole	Parkhouse
Colson	Patman
Creighton	Ratliff
Crump	Reagan
Dies	Richter
Hardeman	Rogers
Harrington	Schwartz
Hazlewood	Spears
Herring	Strong
Kazen	Watson

**Absent**

Kennard

**Absent—Excused**

Hall

Word

**House Bill 780 Ordered Not Printed**

On motion of Senator Krueger and

by unanimous consent H. B. No. 780 was ordered not printed.

**House Bill 779 Ordered Not Printed**

On motion of Senator Krueger and by unanimous consent H. B. No. 779 was ordered not printed.

**House Bill 1014 Ordered Not Printed**

On motion of Senator Creighton and by unanimous consent H. B. No. 1014 was ordered not printed.

(Senator Hazlewood in the Chair.)

**Senate Bill 515 on First Reading**

Senator Herring moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Krueger
Bates	Moffett
Blanchard	Moore
Calhoun	Owen
Cole	Parkhouse
Colson	Patman
Creighton	Ratliff
Crump	Reagan
Dies	Richter
Hardeman	Rogers
Harrington	Schwartz
Hazlewood	Spears
Herring	Strong
Kazen	Watson
Kennard	

**Absent—Excused**

Hall

Word

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Herring:

S. B. No. 515, A bill to be entitled "An Act amending Section 7 of Chapter 514, Acts of the 54th Legislature, Regular Session, 1955 (compiled as Section 7, Article 678m of Vernon's Texas Civil Statutes) to provide the Board of Control with management and control of State Buildings including the inventory values of the sites

and the buildings located thereon; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

(President in the Chair.)

**Senate Joint Resolution 28 on  
Second Reading**

Senator Parkhouse asked unanimous consent to suspend the regular order of business and take up S. J. R. No. 28 for consideration at this time.

There was objection.

Senator Parkhouse then moved to suspend the regular order of business and take up S. J. R. No. 28 for consideration at this time.

The motion prevailed by the following vote:

**Yeas—25**

Aikin	Moore
Bates	Owen
Cole	Parkhouse
Colson	Patman
Dies	Ratliff
Hardeman	Reagan
Harrington	Richter
Hazlewood	Rogers
Herring	Schwartz
Kazen	Spears
Kennard	Strong
Krueger	Watson
Moffett	

**Nays—4**

Blanchard	Creighton
Calhoun	Crump

**Absent—Excused**

Hall	Word
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The President laid before the Senate on its second reading and passage to engrossment:

S. J. R. No. 28, Proposing an amendment to Sections 50 and 51 of Article XVI of the Constitution of the State of Texas so as to include within the scope of homesteads and homestead exemptions that real property of an unmarried adult, male or female, which is used for the purposes for which the existing homestead laws apply; prescribing the form of ballot and providing for the necessary proclamation and publication.

The resolution was read second time and was passed to engrossment.

(President Pro Tempore in Chair.)

**Motion to Place  
Senate Joint Resolution 28  
on Third Reading**

Senator Parkhouse moved that the Constitutional Rule and Senate Rules 32 and 45 requiring resolutions to be read on three several days be suspended and that S. J. R. No. 28 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

**Yeas—19**

Aikin	Owen
Bates	Parkhouse
Colson	Patman
Dies	Ratliff
Hardeman	Reagan
Harrington	Richter
Herring	Rogers
Kazen	Strong
Kennard	Watson
Krueger	

**Nays—7**

Blanchard	Crump
Calhoun	Schwartz
Cole	Spears
Creighton	

**Absent**

Hazlewood	Moore
Moffett	

**Absent—Excused**

Hall	Word
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(President in the Chair.)

**Report of Standing Committee**

Senator Dies by unanimous consent submitted the following report:

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 515, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

DIES, Chairman.

**Senate Bill 513 Ordered Not Printed**

On motion of Senator Kennard and by unanimous consent S. B. No. 513 was ordered not printed.

**House Bill 420 Ordered Not Printed**

On motion of Senator Herring and by unanimous consent H. B. No. 420 was ordered not printed.

**Senate Bills on First Reading**

By unanimous consent the following local bills were introduced, read first time and referred to the committee indicated:

By Senator Krueger:

S. B. No. 516, A bill to be entitled "An Act amending Acts 1925, 39th Leg., p. 258, ch. 87, Sec. 1, as amended Acts 1927, 40th Leg., p. 378, ch. 255; Acts 1929, 41st Leg., p. 106, ch. 51; Acts 1932, 42nd Leg., 3rd C. S., p. 103, ch. 38; Acts 1934, 43rd Leg., 3rd C.S., p. 54, ch. 31; Acts 1939, 46th Leg., p. 148, Sec. 1; Acts 1941, 47th Leg., p. 1408, ch. 641, Sec. 1 (codified as Art. 198, R.C.S.) as last amended by H. B. 68, Acts 1963, 58th Leg., R.S.; providing for the transfer of Colorado County from the 13th Supreme Judicial District to the 1st Supreme Judicial District; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

By Senator Cole:

S. B. No. 517, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as Harris County Water Control and Improvement District—Fondren Road; declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding a benefit to all land and other property within the District; finding that District is created to serve a public use and benefit; conferring on District the rights, powers, privileges, authority and duties of the general laws of Texas applicable to water control and improvement districts created under Article 16, Section 59, Constitution of Texas, where not in conflict with this Act and adopting same by reference; Providing for no election for confirmation and no hearing for exclusions;

providing no hearing on plan of taxation and adopting ad valorem plan of taxation for the District; providing for governing body of District; providing for qualifications and bonds of directors; naming first board of directors; providing for terms and election of directors and related matters; providing directors to fill vacancies; providing for organization of board of directors; providing for employment of engineers, attorneys, and other employees; providing for bonds and refunding bonds to be approved by Attorney General of Texas and registered by the Comptroller of Public Accounts and providing for negotiability, legality, validity, obligation, incontestability of the bonds and refunding bonds; providing the power of eminent domain shall be limited to Harris County; providing District shall bear expense of relocating, raising or rerouting of any highway, railroad, or utility lines or pipelines made necessary by its exercise of the power of eminent domain; enacting other provisions related to the aforementioned subjects; providing for a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.

**Report of Standing Committee**

Senator Creighton by unanimous consent submitted the following report:

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 516, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and not be printed.

CREIGHTON, Vice-Chairman.

**Senate Bill 516 Ordered Not Printed**

On motion of Senator Krueger and by unanimous consent S. B. No. 516 was ordered not printed.

**Senate Bill 515 Ordered Not Printed**

On motion of Senator Herring and by unanimous consent S. B. No. 515 was ordered not printed.

**Senate Resolution 533**

Senator Hardeman by unanimous consent offered the following resolution:

Whereas, Today marks the anniversary of the birth of our distinguished colleague, Honorable Murray Watson, and

Whereas, It is the desire of the Senate to extend its congratulations to Senator Watson; now, therefore, be it

Resolved, By the Senate of Texas, that it does hereby extend its congratulations to Senator Watson and wish for him many happy returns of the day.

The resolution was read and was adopted.

Senator Hardeman by unanimous consent presented Senator Watson and he was given a standing ovation by the Members of the Senate.

**Committee Substitute House Bill 31  
on Second Reading**

Senator Crump asked unanimous consent to suspend the regular order of business and take up C. S. H. B. No. 31 for consideration at this time.

There was objection.

Senator Crump then moved to suspend the regular order of business and take up C. S. H. B. No. 31 for consideration at this time.

The motion prevailed by the following vote:

**Yeas—24**

Aikin	Kennard
Bates	Krueger
Blanchard	Moffett
Calhoun	Moore
Cole	Owen
Colson	Patman
Creighton	Ratliff
Crump	Reagan
Dies	Richter
Harrington	Rogers
Herring	Schwartz
Kazen	Spears

**Nays—2**

Hardeman Strong

Present—Not Voting

Parkhouse

**Absent**

Hazlewood Watson

Absent—Excused

Hall Word

The President laid before the Senate on its second reading and passage to third reading:

C. S. H. B. No. 31, A bill to be entitled: "An Act amending Chapter 314, General Laws, Regular Session, 41st Legislature as heretofore amended (now codified as Art. 911b Vernon's Civil Statutes) by the addition thereto of a new section providing that that the terms "Motor Carrier" and "Specialized Motor Carrier" as used in Section 1 of the aforesaid Act (911b Vernon's Civil Statutes) shall apply to and include all for hire transportation of oil field equipment as defined in subsection (i) of the aforesaid Section 1, over the public highways of this State, outside the corporate limits of cities or towns, irrespective of whether, in the course of such transportation, a highway between two or more cities is traversed; providing that nothing in this Act shall apply to or include vehicles used exclusively in the stringing of pipe for pipe lines, nor to the transportation of water, drilling mud, petroleum and petroleum products, in bulk, in tank trucks, when such substances are used in the servicing of oil and gas wells, unless in the course of such transportation, a highway between two or more incorporated cities, towns or villages is traversed; providing that nothing herein shall alter, amend, repeal or affect Chapter 290 Acts Regular Session 47th Legislature, (now codified as Sec. 1a and 1b of Art. 911b Vernon's Civil Statutes, and being generally known as the Private Carrier Act); providing a savings clause; and declaring an emergency."

The bill was read second time.

Senator Strong offered the following amendment to the bill:

Amend C. S. H. B. No. 31 by adding the following after the comma in line 4 of page 2 of the printed bill: "nor shall this Act apply to total loads of less than one ton,"

The amendment was read.

On motion of Senator Crump the amendment was tabled.

Senator Calhoun offered the following amendment to the bill:

Amend H. B. No. 31, page 2, line 5 by deleting the word "between" and inserting in lieu thereof the word "through."

The amendment was read.

Senator Crump raised the point of order that the amendment by Senator Calhoun to House Bill No. 31 was not in proper form in that the amendment does not seek to amend the Committee Substitute for House Bill No. 31, but to amend the House Bill itself.

The President sustained the point of order.

Question—Shall C. S. H. B. No. 31 be passed to third reading?

#### Recess

On motion of Senator Hazlewood the Senate at 11:54 o'clock a.m. took recess until 1:30 o'clock p.m. today.

#### After Recess

The President called the Senate to order at 1:30 o'clock p.m. today.

#### Committee Substitute House Bill 31 on Second Reading

The Senate resumed the consideration of the pending business, same being C. S. H. B. No. 31 on its second reading and passage to third reading.

Question—Shall C. S. H. B. No. 31 be passed to third reading?

C. S. H. B. No. 31 was then passed to third reading.

(Senator Calhoun in the Chair.)

#### Committee Substitute House Bill 31 on Third Reading

Senator Crump moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that C. S. H. B. No. 31 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—22

Aikin

Bates

Blanchard	Krueger
Calhoun	Moore
Cole	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Hardeman	Reagan
Harrington	Richter
Herring	Schwartz
Kazen	Strong

#### Absent

Colson	Rogers
Hazlewood	Spears
Kennard	Watson
Moffett	

#### Absent—Excused

Hall	Word
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed.

#### Record of Vote

Senator Strong asked to be recorded as voting "Nay" on the final passage of C. S. H. B. No. 31.

#### Senate Concurrent Resolution 77

Senator Hardeman by unanimous consent offered the following resolution:

S. C. R. No. 77, Recalling S. B. No. 101 from the Governor's Office and authorizing certain corrections therein.

Whereas, Senate Bill No. 101 has been passed by both the Senate and the House and is now in the office of the Governor, and there are certain corrections to be made therein; now, therefore, be it

Resolved, By the Senate of the State of Texas, the House of Representatives concurring, That the Governor be and is hereby respectfully requested to return Senate Bill No. 101 to the Senate for correction; and, be it further

Resolved, That the action of the President of the Senate and the Speaker of the House in signing Senate Bill 101 be declared null and void, and that the two presiding officers be authorized to remove their signatures from the Enrolled Bill; and, be it further

Resolved, That the Engrossing and Enrolling Clerk of the Senate be and

is hereby directed to correct the enrolled copy of Senate Bill No. 101 in the following manner:

Change the first sentence of Section 1 of the bill to read as follows:

"Section 1. That Chapter 75, Acts, Fiftieth Legislature, 1947, as amended (which has been codified as Article 6243h of Vernon's Texas Civil Statutes) be and the same is hereby amended by adding a new Subsection 8 to Section VI thereof which Subsection 8 shall read as follows:" and

Amend the caption to conform to the body of the bill.

The resolution was read.

On motion of Senator Hardeman and by unanimous consent the resolution was considered immediately and was adopted.

(President in the Chair.)

#### Senate Concurrent Resolution 78

Senator Moore by unanimous consent offered the following resolution:

S. C. R. No. 78, Authorizing Enrolling Clerk to make certain corrections in H. B. No. 172.

Whereas, House Bill No. 172 has been passed by both the House and the Senate and is now in the office of the Engrossing and Enrolling Clerk of the House of Representatives, and there are certain corrections to be made therein, because of inadvertent errors contained in Senate amendments placed on House Bill No. 172; now, therefore, be it

Resolved, That the Engrossing and Enrolling Clerk of the House be and is hereby directed to correct the enrolled copy of House Bill No. 172 in the following manner:

by deleting subsection "c" of section 2.

by inserting the words "Secretary of State" everywhere the word "Board" appears.

by deleting, in subsection d of section 4, the words "of the conditions of the bond and for the payment of all fines and penalties."

by changing, in Section 7, the word "to" to read "of" in the last clause thereof between the words "decision" and "the Secretary of State."

by changing in section 7, the word "to" to "in" between the words "Court" and "the County."

by adding to the end of section 6 the following: "and shall be renewed

each twelve (12) months after its issuance."

The resolution was read.

On motion of Senator Moore and by unanimous consent the resolution was considered immediately and was adopted.

#### Senate Bill 516 on Second Reading

Senator Krueger moved that Senate Rules 13, 32 and 38 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 516 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—26

Aikin	Krueger
Bates	Moffett
Blanchard	Moore
Calhoun	Owen
Cole	Parkhouse
Colson	Patman
Creighton	Ratliff
Crump	Reagan
Dies	Richter
Hardeman	Schwartz
Harrington	Spears
Herring	Strong
Kazen	Watson

#### Absent

Hazlewood	Rogers
Kennard	

#### Absent—Excused

Hall	Word
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The President then laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 516, A bill to be entitled "An Act amending Acts 1925, 39th Leg., p. 258, ch. 87, Sec. 1, as amended. Acts 1927, 40th Leg., p. 378, ch. 255; Acts 1929, 41st Leg., p. 106, ch. 51; Acts 1932, 42nd Leg., 3rd C.S., p. 103, ch. 38; Acts 1934, 43rd Leg., 3rd C.S., p. 54, ch. 31; Acts 1939, 46th Leg., p. 148, Sec. 1; Acts 1941, 47th Leg., p. 1408, ch. 641, Sec. 1 (codified as Art. 198, R.C.S.) as last amended by H. B. No. 68, Acts 1963, 58th Leg., R.S., providing for the transfer of Colorado County from the 13th Su-



preme Judicial District to the 1st Supreme Judicial District; and declaring an emergency."

The bill was read the second time and was passed to engrossment.

#### Senate Bill 516 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the President laid S. B. No. 516 before the Senate on its third reading and final passage.

The bill was read the third time and was passed.

#### Senate Bill 515 on Second Reading

Senator Herring moved that Senate Rules 13, 32 and 38 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 515 be placed on its second reading and final passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—28

Aikin	Krueger
Bates	Moffett
Blanchard	Moore
Calhoun	Owen
Cole	Parkhouse
Colson	Patman
Creighton	Ratliff
Crump	Reagan
Dies	Richter
Hardeman	Rogers
Harrington	Schwartz
Herring	Spears
Kazen	Strong
Kennard	Watson

#### Absent

Hazlewood

#### Absent—Excused

Hall

Word

The President then laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 515, A bill to be entitled "An Act amending Section 7 of Chapter 514, Acts of the 54th Legislature, Regular Session, 1955, (compiled as Section 7, Article 678m of Vernon's Texas Civil Statutes) to provide the

Board of Control with management and control of State Buildings including the inventory values of the sites and the buildings located thereon; and declaring an emergency."

The bill was read the second time and was passed to engrossment.

#### Senate Bill 515 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the President laid S. B. No. 515 before the Senate on its third reading and final passage.

The bill was read the third time and was passed.

#### Senate Bill 82 on Second Reading

Senator Owen asked unanimous consent to suspend the regular order of business and take up S. B. No. 82 for consideration at this time.

There was objection.

Senator Owen then moved to suspend the regular order of business and take up S. B. No. 82 for consideration at this time.

The motion prevailed by the following vote:

#### Yeas—19

Aikin	Moffett
Bates	Owen
Calhoun	Parkhouse
Cole	Patman
Crump	Ratliff
Dies	Reagan
Hardeman	Rogers
Harrington	Schwartz
Kazen	Watson
Krueger	

#### Nays—7

Blanchard	Moore
Colson	Richter
Creighton	Spears
Herring	

#### Absent

Hazlewood	Strong
Kennard	

#### Absent—Excused

Hall	Word
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The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 82, A bill to be entitled "An Act creating Permian State College of Technology at Odessa, Texas, providing that the organization, management and control of said College shall be vested in a Board of Regents of nine members to be appointed by the Governor of the State of Texas: etc., and declaring an emergency."

The bill was read second time.

Question on the passage of S. B. No. 82 to engrossment, Yeas and Nays were demanded.

S. B. No. 82 failed to pass to engrossment by the following vote:

## Yeas—13

Aikin	Owen
Bates	Parkhouse
Cole	Patman
Hardeman	Ratliff
Harrington	Reagan
Kazen	Rogers
Moffett	

## Nays—15

Blanchard	Krueger
Calhoun	Moore
Colson	Richter
Creighton	Schwartz
Crump	Spears
Dies	Strong
Herring	Watson
Kennard	

## Absent

Hazlewood

## Absent—Excused

Hall	Word
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### Motion to Place Senate Joint Resolution 25 on Second Reading

Senator Moore asked unanimous consent to suspend the regular order of business and take up S. J. R. No. 25 for consideration at this time.

There was objection.

(Senator Aikin in the Chair.)

Senator Moore then moved to suspend the regular order of business and take up S. J. R. No. 25 for consideration at this time.

The motion was lost by the following vote (not receiving two-thirds vote of the Members present.)

## Yeas—16

Blanchard	Krueger
Calhoun	Moffett
Colson	Moore
Creighton	Richter
Crump	Rogers
Dies	Schwartz
Hazlewood	Strong
Herring	Watson

## Nays—13

Aikin	Owen
Bates	Parkhouse
Cole	Patman
Hardeman	Ratliff
Harrington	Reagan
Kazen	Spears
Kennard	

## Absent—Excused

Hall	Word
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### Senate Bill 138 on Second Reading

Senator Spears asked unanimous consent to suspend the regular order of business and take up S. B. No. 138 for consideration at this time.

There was objection.

Senator Spears then moved to suspend the regular order of business and take up S. B. No. 138 for consideration at this time.

The motion prevailed by the following vote:

## Yeas—28

Aikin	Kennard
Bates	Krueger
Blanchard	Moffett
Calhoun	Moore
Cole	Parkhouse
Colson	Patman
Creighton	Ratliff
Crump	Reagan
Dies	Richter
Hardeman	Rogers
Harrington	Schwartz
Hazlewood	Spears
Herring	Strong
Kazen	Watson

## Nays—1

Owen

## Absent—Excused

Hall	Word
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The President laid before the Sen-

ate on its second reading and passage to engrossment:

S. B. No. 138, A bill to be entitled "An Act amending Chapter 116, Acts of the 44th Legislature, Regular Session, 1935, as amended by House Bill 79, Acts of the 53rd Legislature, Regular Session, 1953, Chapter 242, Page 605, codified in Vernon's as Article 743b, Vernon's Penal Code, and known as the Hairdressers and Cosmetologists Act, so as to authorize the Attorney General or any district or county attorney to institute any injunction proceedings or such other proceeding as to enforce the provisions of this Act; making other provisions relating thereto; authorizing suits for recovery of penalty for violating the Act; and declaring an emergency."

The bill was read second time.

Senator Hardeman offered the following amendment to the bill:

Amend S. B. No. 138 by adding at the end of Sec. 1 the following:

"The venue for such injunction proceedings shall be in the county of the residence of the person against whom such injunction proceedings are instituted."

The amendment was adopted.

On motion of Senator Hardeman and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### Senate Bill 138 on Third Reading

Senator Spears moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 138 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Hardeman
Bates	Harrington
Blanchard	Hazlewood
Calhoun	Herring
Cole	Kazen
Colson	Kennard
Creighton	Krueger
Crump	Moffett
Dies	Moore

Parkhouse	Rogers
Patman	Schwartz
Ratliff	Spears
Reagan	Strong
Richter	Watson

Nays—1

Owen

Absent—Excused

Hall

Word

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### Reports of Standing Committee

Senator Hazlewood by unanimous consent submitted the following reports:

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Finance, to which was referred S. B. No. 509, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HAZLEWOOD, Chairman.

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred H. B. No. 487, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HAZLEWOOD, Chairman.

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Finance, to which was referred H. C. R. No. 76, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HAZLEWOOD, Chairman.

**Senate Bill 484 on Second Reading**

On motion of Senator Patman and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 484, A bill to be entitled "An Act relating to the salary, and fixing minimum and maximum salary limits of the official shorthand reporters for certain judicial districts; repealing conflicting laws; and declaring an emergency."

The bill was read the second time.

Senator Patman offered the following committee amendment to the bill:

Amend Senate Bill No. 484 by striking all of Section 1 and substituting in lieu thereof the following:

"Section 1. The official shorthand reporter for the 135th Judicial District and the official shorthand reporter for the 24th Judicial District shall each receive a salary of not less than Six Thousand, Six Hundred Dollars (\$6,600) per annum, nor more than Seven Thousand, Six Hundred Dollars (\$7,600) per annum. Subject to the limitations prescribed herein, the salary of the official shorthand reporter for the 135th Judicial District shall be determined, fixed, and set by the judge of the 135th Judicial District Court, and the salary of the official shorthand reporter for the 24th Judicial District shall be determined, fixed, and set by the judge of the 24th Judicial District Court. From and after the time that each of such judges shall have entered an order in the minutes of his court, in each county of the district, stating specifically the amount of salary to be paid to the official shorthand reporter of the district and shall have filed a copy of such order with each commissioners court of the district, the salary so determined, fixed, and set shall be paid monthly, by and in proportion for each county of the district as provided by law, out of the general fund, or out of the jury fund, or out of any fund available for the purpose; provided, however, that the commissioners court of each county shall have the discretion to determine whether or not said county shall contribute its proportion of any salary increase authorized by this Act. Such

order of each district judge shall be a public record and open for inspection."

The committee amendment was adopted.

On motion of Senator Patman and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

**Senate Bill 484 on Third Reading**

Senator Patman moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 484 to be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Krueger
Bates	Moffett
Blanchard	Moore
Calhoun	Owen
Cole	Parkhouse
Colson	Patman
Creighton	Ratliff
Crump	Reagan
Dies	Richter
Hardeman	Rogers
Harrington	Schwartz
Hazlewood	Spears
Herring	Strong
Kazen	Watson
Kennard	

Absent—Excused

Hall Word

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Hazlewood
Bates	Herring
Blanchard	Kazen
Calhoun	Kennard
Cole	Krueger
Colson	Moffett
Creighton	Moore
Crump	Owen
Dies	Parkhouse
Hardeman	Patman
Harrington	Ratliff

Reagan	Spears
Richter	Strong
Rogers	Watson
Schwartz	

**Absent—Excused**

Hall	Word
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**House Bill and Resolution on First Reading**

The following bill and resolution received from the House were read the first time and referred to the committees indicated:

H. B. No. 8, To the Committee on State Affairs.

H. C. R. No. 63, To the Committee on Jurisprudence.

**Reports of Standing Committees**

Senator Parkhouse by unanimous consent submitted the following report:

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water and Conservation, to whom was referred H. B. 1067, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

PARKHOUSE, Chairman.

Senator Rogers by unanimous consent submitted the following reports:

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred S. J. R. No. 20, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ROGERS, Chairman.

Austin, Texas,  
May 14, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee Constitutional Amendments, to whom was referred H. J. R. No. 12, have had the same under consideration, and we are instructed to report it back to the

Senate with the recommendation that it do pass and be printed.

ROGERS, Chairman.

**House Bill 1067 Ordered Not Printed**

On motion of Senator Richter and by unanimous consent H. B. No. 1067 was ordered not printed.

**Senate Bill 311 on Third Reading**

Senator Rogers moved to suspend the regular order of business to take up Senate Bill No. 311 for consideration at this time.

The motion prevailed by the following vote:

**Yeas—21**

Aikin	Moffett
Bates	Owen
Blanchard	Rathiff
Cole	Reagan
Colson	Richter
Crump	Rogers
Dies	Schwartz
Hardeman	Spears
Harrington	Strong
Hazlewood	Watson
Kasen	

**Nays—8**

Calhoun	Krueger
Creighton	Moore
Herring	Parkhouse
Kennard	Patman

**Absent—Excused**

Hall	Word
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The President then laid before the Senate on its third reading and final passage:

S. B. No. 311, A bill to be entitled "An Act prohibiting the use of television signals transmitted by a television translator rebroadcast station without the prior consent of the station; providing a penalty for violation; and declaring an emergency."

The bill was read third time.

Question—Shall S. B. No. 311 be finally passed?

**Motion to Adjourn**

Senator Krueger moved that the Senate stand adjourned until 10:30 o'clock a.m. tomorrow.

The motion to adjourn was lost.

**Senate Bill 498 on Second Reading**

On motion of Senator Hazlewood and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 498, A bill to be entitled "An Act authorizing the Commissioner's Courts of Armstrong, Potter and Randall Counties to pay the District Judge of the 47th Judicial District a reasonable sum not to exceed \$6,000 per annum, etc., and declaring and emergency."

The bill was read second time and passed to engrossment.

**Senate Bill 498 on Third Reading**

Senator Hazlewood moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 498 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Krueger
Bates	Moffett
Blanchard	Moore
Calhoun	Owen
Cole	Parkhouse
Colson	Patman
Creighton	Ratliff
Crump	Reagan
Dies	Richter
Hardeman	Rogers
Harrington	Schwartz
Hazlewood	Spears
Herring	Strong
Kazen	Watson
Kennard	

**Absent—Excused**

Hall	Word
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**Senate Bill 311 on Third Reading**

The Senate resumed the consideration of the pending business, same being S. B. No. 311 on its final passage.

Question—Shall S. B. No. 311 be finally passed?

Senator Calhoun offered the following amendment to the bill:

Amend S. B. No. 311 by adding the following section to be known as Section 1A to read as follows: "It is hereby admitted that this measure is unconstitutional."

The amendment was read.

Senator Rogers raised the point of order that the amendment sent up by Senator Calhoun was not germane to the bill pending before the Senate.

The President sustained the point of order.

Senator Parkhouse offered the following amendment to the bill:

Amend Section 1 of S. B. No. 311 by striking out the words and figures "Fifty Dollars (\$50.00) and substituting in lieu thereof the words and figures "One Dollar (\$1.00)."

The amendment was read.

Question—Shall the amendment by Senator Parkhouse to S. B. No. 311 be adopted?

**Conference Committee on  
House Bill 688**

Senator Hardeman called from the President's Table for consideration at this time, the request of the House for a Conference Committee to adjust the differences between the two Houses on H. B. No. 688 and moved that the request be granted.

Senator Parkhouse moved to table the motion to grant the request of House for a Conference Committee.

Question: Shall the motion to table the motion to grant the request of the House for a Conference Committee on H. B. No. 688 prevail?

**Motion to Adjourn**

Senator Reagan moved that the Senate stand adjourned until 10:30 o'clock a.m. tomorrow.

The motion was lost.

**Conference Committee on  
House Bill 688**

The Senate resumed the consideration of the pending business, same

being the request of the House for a Conference Committee on H. B. No. 688.

Question: Shall the motion to table the motion to grant the request of the House for a Conference Committee on H. B. No. 688 prevail?

The motion to table was lost.

Question recurring on the motion to grant the request of the House for a Conference Committee on H. B. No. 688, the motion prevailed.

Accordingly, the President announced the appointment of the following conferees on the part of the Senate on the bill: Senator Moffett, Aikin, Creighton, Dies and Ratliff.

#### Change in Conference Committee on House Bill 688

On motion of Senator Dies and by unanimous consent his name as a conferee on H. B. No. 688 was withdrawn.

The President then announced the appointment of Senator Parkhouse to replace Senator Dies on the Conference Committee on H. B. No. 688.

#### Welcome Resolution

S. R. No. 532—By Senator Herring: Extending welcome to students and teachers of Pease Elementary School of Austin.

#### Memorial Resolution

S. R. No. 531—By Senator Harrington: Memorial resolution for Norman Richard Swearingen.

#### Adjournment

On motion of Senator Dies the Senate at 3:25 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

### SIXTY-EIGHTH DAY

(Wednesday, May 15, 1963)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Calhoun
Bates	Cole
Blanchard	Colson

Creighton	Owen
Crump	Parkhouse
Dies	Patman
Hardeman	Ratliff
Harrington	Reagan
Hazlewood	Richter
Herring	Rogers
Kazen	Schwartz
Kennard	Spears
Krueger	Strong
Moffett	Watson
Moore	

#### Absent—Excused

Hall	Word
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A quorum was announced present.

(Senator Hardeman in the Chair.)

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

#### Leaves of Absence

Senator Word was granted leave of absence for today on account of illness in the family on motion of Senator Aikin.

Senator Hall was granted leave of absence for today on account of important business on motion of Senator Owen.

#### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
May 15, 1963.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House has granted the request of the Senate for the appointment of a Conference Committee on Senate Bill No. 105: Atwell, chairman; Mayer, Shannon, Shipley, Wells.

The House has granted the request of the Senate for the appointment of a Conference Committee on Senate Bill No. 270: Hughes, Chairman; Esquivel, Parsley, Satterwhite, Whatley.

The House has granted the request of the Senate for the appointment of